IN THE HIGH COURT OF JUDICATURE FOR RAJASTHAN AT JODHPUR

CIVIL SECOND APPEAL No. 379 of 2006

LACHHA & ORS
V/S
MANGILAL & ORS

Mr. BN KALLA, for the appellant / petitioner

Date of Order : 10.9.2007

HON'BLE SHRI N P GUPTA,J.

ORDER

Heard learned counsel for the appellant, perused the impugned judgment.

The learned Courts below have disbelieved the theory of the plaintiff about sale deed having been obtained by any fraud i.e. under the deception of the plaintiffs being made to sign the documents as witnesses. The plaintiffs are many and all of them signed the sale deed. The sale deed is registered one. It has also been found that except the plaintiff Lachha, no other plaintiff, or any independent witness has been examined on the side of the plaintiff to lend assurance to the plaintiff's version. In my view, the findings recorded are pure findings of fact, and do not require interference in my second appellate jurisdiction. The appeal is, therefore, dismissed summarily.

(N P GUPTA),J.

/tarun/